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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

U.S. EQUAL EMPLOYMENT  
 OPPORTUNITY COMMISSION,

Plaintiff,

vs.

TESLA, INC.

Defendant.

Case No.: 3:23-cv-04984-JSC

**PLAINTIFF EEOC'S [PROPOSED]  
 ORDER DENYING DEFENDANT  
 TESLA'S MOTION TO DISMISS  
 COMPLAINT FOR FAILURE TO STATE  
 A CLAIM**

Defendant Tesla, Inc. (Defendant)'s Motion to Dismiss Plaintiff Equal Employment Opportunity Commission's Complaint for Failure to State a Claim (Motion to Dismiss) (ECF 27) having come for hearing before this Court, and this Court having considered the parties' briefing and all other evidence and arguments in support and in opposition thereof, and for good cause shown, it is hereby ORDERED that:

Defendant's Motion to Dismiss (ECF 27) is hereby DENIED. Defendant shall file its Answer to the Complaint within twenty-one (21) days of this order.

Dated:

HON. JACQUELINE SCOTT CORLEY  
 United States District Court Judge